

LABEL IN PART: "Blueberries Julius Becker R. 1 Hartford, Mich.," "From Amos Rosewell Hartford, Mich.," "Blue Berries T. A. Dumetz Rt. 2—Hartford, Mich.," "Blueberries Berlin St. John Hartford, Mich.," "Garland Smith Dowagiac, Mich. R. R. 4 Blueberries," "Willie Moore Gen Del Eau Claire, Mich.," and "Michigan Huckleberries Grown By Wesley Bisnett Route 2 Watervliet."

CHARGE: 402 (a) (3)—contained maggots when shipped.

DISPOSITION: 12-29-54. Default—destruction.

22171. Maraschino cherries. (F. D. C. No. 37467. S. No. 13-010 M.)

QUANTITY: 1 bbl. at Cincinnati, Ohio.

SHIPPED: 12-2-54, from Philadelphia, Pa., by Eastern Candy Co.

LIBELED: 12-9-54, S. Dist. Ohio.

CHARGE: 402 (a) (3)—contained decomposed substance when shipped.

DISPOSITION: 12-22-54. Default—destruction.

FROZEN FRUIT

22172. Frozen blueberries. (F. D. C. No. 37131. S. Nos. 71-301/6 L.)

QUANTITY: 404 crates, 16 1-qt. boxes each, at Chicago, Ill.

SHIPPED: Between 7-25-54 and 8-5-54, from Benton Harbor, Mich., by H. K. Cupp & Sons.

LIBELED: 8-31-54, N. Dist. Ill.

LABEL IN PART: "Blueberries Berlin St. John Hartford, Mich.," "Viv & Mac Booth's Huckleberries Marcellus, Mich.," "Blueberries H. J. Franz R. 2 Decatur, Mich.," "Wayne Curtis Berrien Center, Mich.," "Huckleberries A. R. Franz R. 2 Dowagiac, Mich.," and "Michigan Huckleberries Grown by Wesley Bisnett Route 2 Watervliet."

CHARGE: 402 (a) (3)—contained maggots when shipped.

DISPOSITION: 10-5-54. Consent—claimed by Nathan Kolodenko, Chicago, Ill. After an attempt to segregate the product failed, the blueberries were destroyed.

MISCELLANEOUS FRUIT PRODUCTS

22173. Fruit pulp and fruit juices. (Inj. No. 72.)

COMPLAINT FOR INJUNCTION FILED: 8-29-44, W. Dist. Pa., against Sunshine Packing Corp., North East, Pa., Fred L. Rahal, president, Harry J. Bowes, secretary, and Philip H. Seene, superintendent of the corporation, to enjoin the interstate shipment of adulterated fruit pulp and fruit juices.

CHARGE: That the defendants had been engaged in the business of purchasing various kinds of fruit and manufacturing therefrom fruit pulp and fruit juices adulterated under 402 (a) (3) and (4), and then selling such pulp and juices throughout the United States for use in the manufacture of preserves, jams, and other food products; that factory inspections of the corporation's plant at various times between 1940 and 1944 by inspectors of the Food and Drug Administration had revealed that filthy, decomposed, and unfit raw materials had been used and have continued to be used in the manufacture of the corporation's fruit products; that repeated warnings to the defendants had had no effect in bringing about a discontinuation of the insanitary and objectionable practices; and, that unless restrained, the defendants would

continue to introduce into interstate commerce food products in violation of the Act.

DISPOSITION: On 8-29-44, the court issued a temporary restraining order enjoining the defendants against shipping in interstate commerce any food products that were adulterated by reason of consisting in part of a filthy or decomposed substance, or by reason of having been prepared, packed, or held under insanitary conditions. No further proceedings with respect to final judgment in the matter have been reported.

22174. Diced glace fruits. (F. D. C. No. 37009. S. No. 88-901 L.)

QUANTITY: 40 45-lb. cans at Milwaukee, Wis.

SHIPPED: Between 9-3-54 and 10-5-54, from Chicago, Ill., by L. Karp & Sons, Inc.

LIBELED: 10-22-54, E. Dist. Wis.

LABEL IN PART: "Super Deluxe Diced Peel And Fruit."

CHARGE: 402 (a) (3)—contained insects, fly parts, and other insect fragments; and, 402 (a) (4)—prepared under insanitary conditions.

DISPOSITION: 12-16-54. Consent—claimed by L. Karp & Sons, Inc. Product reconditioned by removal from cans and thorough washing to remove all filth.

22175. Apple cider. (F. D. C. No. 37002. S. No. 72-782 L.)

QUANTITY: 190 cases, 4 1-gallon jugs each, at St. Louis, Mo.

SHIPPED: 9-28-54, from Belleville, Ill., by Eckert Orchards Associates, Inc.

LIBELED: On or about 10-25-54, E. Dist. Mo.

LABEL IN PART: (Jug) "Eckert's Sweet Apple Cider."

CHARGE: 402 (a) (3)—contained insect filth; and, 402 (a) (4)—prepared under insanitary conditions.

DISPOSITION: 12-21-54. Default—destruction.

VEGETABLES AND VEGETABLE PRODUCTS*

22176. Canned corn. (F. D. C. No. 37767. S. No. 6-015 M.)

QUANTITY: 55 cases, 48 8¾-oz. cans each, at Nashville, Tenn.

SHIPPED: 11-3-54, from Milford, Ill., by Milford Canning Co.

LIBELED: 1-24-55, M. Dist. Tenn.

LABEL IN PART: (Can) "Colonial Cream Style Country Gentleman White Sweet Corn."

CHARGE: 402 (a) (3)—contained worms and worm fragments when shipped.

DISPOSITION: 5-19-55. Default—consumption by animals.

22177. Canned sauerkraut. (F. D. C. No. 37585. S. Nos. 3-099/100 M.)

QUANTITY: 174 cases, 24 14-oz. cans each, and 172 cases, 24 1-lb., 11-oz. cans each, at Norwich, Conn.

SHIPPED: 10-21-54 and 11-17-54, from Palmyra, N. Y., by L. C. Forman & Sons.

LIBELED: 1-13-55, Dist. Conn.; libel amended 2-8-55.

LABEL IN PART: (Can) "Thames Valley Fancy Sauerkraut."

*See also No. 22184.